federal register

Monday
May 18, 1992

Part II

Department of Education

Transitional Bilingual Education Program; Special Alternative Instructional Program; Inviting Applications for New Awards for Fiscal Year 1992; Notices

DEPARTMENT OF EDUCATION

Transitional Bilingual Education Program; Special Alternative Instructional Program.

AGENCY: Department of Education.

ACTION: Notice of final priority for Fiscal Year 1992.

SUMMARY: The Secretary announces an absolute priority for a special competition under each of two programs of the Office of Bilingual Education and Minority Languages Affairs for fiscal year (FY) 1992. The Secretary takes this action to assist local educational agencies (LEAs) that have experienced recent major influxes of limited English proficient (LEP) students. The priority is intended to enable affected LEAs to provide Transitional Bilingual Education (TBE) and Special Altenative Instructional (SAI) programs for these students.

EFFECTIVE DATE: This priority takes effect either 45 days after publication in the **Federal Register** or later if the Congress takes certain adjournments. If you want to know the effective date of this priority, call or write the Department of Education contact person.

FOR FURTHER INFORMATION CONTACT: Harpreet Sandhu, U.S. Department of Education, 400 Maryland Avenue, SW., room 5086, Switzer Building, Washington, DC 20202–6641. Telephone: (202) 732–5708. Deaf and hearing impaired individuals may call the Federal Dual Party Relay Service at 1–800–877–8339 (in the Washington, DC 202 area code, telephone 708–9300) between 8 a.m. and 7 p.m., Eastern time.

SUPPLEMENTARY INFORMATION: Awards under the TBE and SAI programs are made to LEAs to provide instructional services to LEP children. The TBE program provides structured English language instruction and, to the extent necessary to allow a LEP child to achieve competence in English, instruction in the child's native language. The SAI program provides structured English language instruction and special instructional services to help LEP children achieve competence in English. It allows, but does not require, instruction in the native language of the LEP children.

Bilingual education programs have been funded by the Federal Government for over 20 years in an effort to ensure equal educational opportunity for all students. In recent years, some school districts have experienced major influxes of LEP students as a result of immigration and secondary migrations. The Secretary is establishing two special competitions to provide these districts with additional assistance. A district qualifying under this priority may apply for funds under either the TBE program or the SAI program.

Projects funded under these competitions will support AMERICA 2000, the President's strategy for helping the Nation move itself toward the National Education Goals. In particular, the projects will assist affected communities to attain Goal 3 by helping LEP students achieve competence in English while mastering challenging subject matter. The projects will also assist affected communities to attain Goal 5 by helping LEP students develop the skills necessary to compete in a global economy.

On February 28, 1992, The Secretary published a notice of proposed priority for these competitions in the **Federal Register** (57 FR 6818).

In that notice, the Secretary proposed to define a "recent major influx of LEP students" as the arrival in an LEA, within the last two years, of at least 500 LEP students or of a number of LEP students that equals at least 3 percent of the LEA's total enrollment.

Note: This notice of final priority does not solicit applications. Notices inviting applications under the TBE program competition and the SAI program competition are published in separate notices in this issue of the **Federal Register**.

Public Comment

In the notice of proposed priority, the Secretary invited comments on the proposed priority. The Secretary did not receive any comments. The Secretary has made no changes in this priority since publication of the notice of proposed priority.

Priority

Under 34 CFR 75.105(c)(3), the Secretary gives an absolute preference to applications that meet the following priority. The Secretary funds under these TBE and SAI program competitions only applications that meet this absolute priority:

The local educational agency (LEA) must propose to provide bilingual instructional services to students who are part of both a recent and a major influx of limited English proficient (LEP) children into its district. To be considered part of a recent influx, the LEP children must have arrived in the LEA's district during the two years immediately preceding the LEA's application to the Department for funds under this priority. An LEA will be determined to have received a major influx of LEP children if it can demonstrate that the total number of those recently arrived LEP students is equal to at least either 500 of those students or 3 percent of the LEA's total enrollment.

Intergovernmental Review

This program is subject to the requirements of Executive Order 12372 and the regulations in 34 CFR part 79. The objective of the Executive Order is to foster an intergovernmental partnership and a strengthened federalism by relying on processes developed by State and local governments for coordination and review of proposed Federal financial assistance.

In accordance with the order, this document is intended to provide early notification of the Department's specific plans and actions for this program.

Applicable Program Regulations

34 CFR parts 500 and 501.

PROGRAM AUTHORITY: 20 U.S.C. 3291.

(Catalog of Federal Domestic Assistance Numbers: 84.003M Transitional Bilingual Education Program; and 84.003N Special Alternative Instructional Program)

Dated: May 12, 1992.

Lamar Alexander,

Secretary of Education.

[FR Doc 92–11543 Filed 5–15–92; 8:45 am]

BILLING CODE 4000–01–M

DEPARTMENT OF EDUCATION

[CFDA NO.: 84.003N]

Special Alternative Instructional Program; Notice Inviting Applications for New Awards for Fiscal Year (FY) 1992

Purpose of Program: Provides grants to establish, operate, or improve special alternative instructional programs for limited English proficient (LEP) children.

Eligible Applicants: Local educational agencies (LEAs) and institutions of higher education, including junior or community colleges, that apply jointly with one or more LEAs.

Deadline for Transmittal of Applications: June 29, 1992.

Deadline for Intergovernmental Review: August 28, 1992.

Applications Available: May 22, 1992.

Available Funds: $4 million.

Estimated Range of Awards: $75,000–$300,000.

Estimated Average Size of Awards: $175,000.

Estimated Number of Awards: 23.

Note: The Department is not bound by any estimates in this notice.

Project Period: 36 months.

Applicable Regulations: (a) The Education Department General Administrative Regulations (EDGAR) in 34 CFR parts 74, 75, 77, 79, 80, 81, 82, 85, and 86; and (b) The regulations for this program in 34 CFR parts 500 and 501.

Priority

The priority in the notice of final priority for this program, as published elsewhere in this issue of the **Federal Register**, applies to this competition.

Selection Criteria

In evaluating applications for grants under this program, the Secretary uses the selection criteria in 34 CFR 501.31.

In addition to the maximum of 100 points awarded under 34 CFR 501.31, the program regulations in 34 CFR 501.32(b) provide that the Secretary distributes 15 additional points among the factors listed in 34 CFR 501.32(a). For this competition the Secretary distributes the 15 additional points as follows:

(1) The need to assist LEP children who have been historically underserved by programs for limited English proficient persons (34 CFR 501.32(a)(1))—4 points.

(2) The relative need of the particular LEA(s) for the proposed program (34 CFR 501.32(a)(2))—4 points.

(3) The geographical distribution of LEP children. The Secretary considers the need to provide assistance in proportion to the distribution of LEP children throughout the Nation and within each of the States (34 CFR 501.32(a)(3))—3 points.

(4) The number and proportion of children from low-income families to be benefited by the program (34 CFR 501.32(a)(4))—4 points.

In addition to the 15 points distributed among the factors listed in 34 CFR 501.32(a), the regulations for the Special Alternative Instructional Program in 34 CFR 501.33(b) provide that the Secretary may distribute 5 additional points among the factors listed in 34 CFR 501.33(a). For this competition the Secretary distributes the 5 additional points under the Special Alternative Instructional Program as follows:

(1) The administrative impracticability of establishing a bilingual education program due to the presence of a small number of students of a particular native language (34 CFR 501.33(a)(1))—1 point.

(2) The unavailability of personnel qualified to provide bilingual instructional services (34 CFR 501.33(a)(2))—3 points.

(3) The presence of a small number of LEP students in the LEA's schools and the LEA's inability to obtain native language teachers because of isolation or regional location (34 CFR 501.33(a)(3))—1.

For Applications or Information Contact

Harpreet Sandhu, U.S. Department of Education, 400 Maryland Avenue, SW., room 5086, Switzer Building, Washington, DC 20202–6641. Telephone: (202) 732–5700. Deaf and hearing impaired individuals may call the Federal Dual Party Relay Service at 1–800–877–8339 (in the Washington, DC 202 area code, telephone 708–9300) between 8 a.m. and 7 p.m., Eastern time.

Program Authority: 20 U.S.C. 3291.

Dated: April 22, 1992.

Rita Esquivel,

Director, Office of Bilingual Education and Minority Language Affairs.

[FR Doc. 92–11544 Filed 5–15–92; 8:45 am]

BILLING CODE 4000–01–M

[CFDA NO.: 84.003M]

Transitional Bilingual Education Program; Notice Inviting Applications for New Awards for Fiscal Year (FY) 1992

Purpose of Program: Provides grants to establish, operate, or improve programs of transitional bilingual education for limited English proficient (LEP) children.

Eligible Applicants: Local educational agencies (LEAs) and institutions of higher education, including junior or community colleges, that apply jointly with one or more LEAs.

Deadline for Transmittal of Applications: June 29, 1992.

Deadline for Intergovernmental Review: August 28, 1992.

Applications Available: May 22, 1992.

Available Funds: $4 million.

Estimated Range of Awards: $75,000–$300,000.

Estimated Average Size of Awards: $175,000.

Estimated Number of Awards: 23.

Note: The Department is not bound by any estimates in this notice.

Project Period: 36 months.

Applicable Regulations: (a) The Education Department General Administrative Regulations (EDGAR) in 34 CFR parts 74, 75, 77, 79, 80, 81, 82, 85, and 86; and (b) The regulations for this program is 34 CFR parts 500 and 501.

Priority

The priority in the notice of final priority for this program, as published elsewhere in this issue of the **Federal Register**, applies to this competition.

Selection Criteria

In evaluating applications for grants under this program, the Secretary uses the selection criteria in 34 CFR 501.31.

In addition to the maximum of 100 points awarded under 34 CFR 501.31, the program regulations in 34 CFR 501.32(b) provide that the Secretary distributes 15 additional points among the factors listed in 34 CFR 501.32(a). For this competition the Secretary distributes the 15 additional points as follows:

(1) The need to assist LEP children who have been historically underserved by programs for limited English proficient persons (34 CFR 501.32(a)(1))—4 points.

(2) The relative need of the particular LEA(s) for the proposed program (34 CFR 501.32(a)(2))—4 points.

(3) The geographical distribution of LEP children. The Secretary considers the need to provide assistance in proportion to the distribution of LEP children throughout the Nation and within each of the States (34 CFR 501.32(a)(3))—3 points.

(4) The number and proportion of children from low-income families to be benefited by the program (34 CFR 501.32(a)(4))—4 points.

For Applications or Information Contact

Harpreet Sandhu, U.S. Department of Education, 400 Maryland Avenue, SW., room 5086, Switzer Building, Washington, DC 20202–6641. Telephone: (202) 732–5700. Deaf and hearing impaired individuals may call the Federal Dual Party Relay Service at 1–800–877–8339 (in the Washington, DC 202 area code, telephone 708–9300) between 8 a.m. and 7 p.m., Eastern time.

Program Authority: 20 U.S.C. 3291.

Dated: April 22, 1992.

Rita Esquivel,

Director, Office of Bilingual Education and Minority Languages Affairs.

[FR Doc. 92–11545 Filed 5–15–92; 8:45 am]

BILLING CODE 4000–01–M